

Introduced by

Senators Burckhard, D. Larson, Oban

Representatives D. Anderson, Mitskog, Paur

1 A BILL for an Act to create and enact a new subdivision to subsection 12-20-24 and a new
2 section to chapter 43-26.1 of the North Dakota Century Code, relating to criminal history record
3 checks by the North Dakota board of physical therapy for physical therapist and physical
4 therapist assistant applicants and licensees.

5 **BE IT ENACTED BY THE LEGISLATIVE ASSEMBLY OF NORTH DAKOTA:**

6 **SECTION 1.** A new subdivision to subsection 2 of section 12-60-24 of the North Dakota
7 Century Code is created and enacted as follows:

8 The North Dakota board of physical therapy for physical therapist and physical
9 therapist assistant applicants and for licensees under investigation, except that
10 criminal history record checks need not be made unless required by the board.

11 **SECTION 2.** Section 43-26.1-05.1 of the North Dakota Century Code is created and
12 enacted as follows:

13 **43-26.1-05.1. Use of criminal history record checks.**

14 The board may require a physical therapy or physical therapy assistant applicant, or a
15 licensee under investigation, to submit to a statewide and nationwide criminal history record
16 check. The criminal history record check must be conducted in the manner provided by section
17 12-60-24. All costs associated with a criminal history record check performed under this section
18 are the responsibility of the applicant or licensee. **The criminal history record check is exempt,**
19 **but an applicant may request the board forward it to an individual or entity designated by the**
20 **applicant.**